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7840

Our Ref. #: 08841.105031

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/087,112
	Filing Date	March 1, 2002
	First Named Inventor	Fuqiang Jin, et al.
	Art Unit	1600/1624
	Examiner Name	Thomas C. McKenzie
Total Number of Pages in This Submission	Attorney Docket Number	08841.105031

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Petition under 37 CFR 1.47(a), substitute declaration and statement of facts		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	King & Spalding, LLP	
Signature		
Printed name	Sherry M. Knowles, Esq.	
Date		Reg. No. 33,052

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Susanne Hollinger	Date 10/26/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/087,112
Applicant : Fuqiang Jin et al.
Filed : March 1, 2002
TC/A.U. : 1600/1624
Examiner : Thomas C. McKenzie
Title : Method for the synthesis of 2',3'-dideoxy-2',3'-didehydronucleosides

Docket No. : 08841.105031 (PHAR2001)
Customer No. : 20786

Office of Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

October 26, 2004

PETITION UNDER 37 CFR 1.47(A)

Sir:

A Notice of Allowance was issued in the above application on July 28, 2004. In paragraph 2 of the statement of Reasons for Allowance, Applicants were requested to provide a substitute Declaration of Inventor Jin. The Examiner indicated that failure to file a substitute Declaration will result in Abandonment of the application.

The undersigned counsel was unable to locate Mr. Jin, who is apparently in China. Therefore, co-inventor Pasquale N. Confalone, through the undersigned agent, petitions the Commissioner to accept this application for prosecution without the oath of co-inventor Fuqiang Jin. The Commissioner is hereby authorized to charge the required Petition fee under 37 C.F.R. §1.17(h) of \$130.00, as well as any other deficiencies or required fees to Deposit Account No. 11-0980. Applicants also enclose an executed substitute Declaration of joint inventor Pasquale

CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR 1.8a)

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10/26/04
Date



Susanna Hollinger

Appl. No. 10/087,112
Amendment Dated October 22, 2004
Reply to Notice of Allowance dated July 28, 2004

N. Confalone on behalf of himself and inventor Jin, and proof of pertinent facts relating to this
Petition, as required by 37 C.F.R. §1.47.

Applicants request expedited entry of this petition.

Respectfully submitted,


Sherry M. Knowles, Esq.
Reg. No. 33,052

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